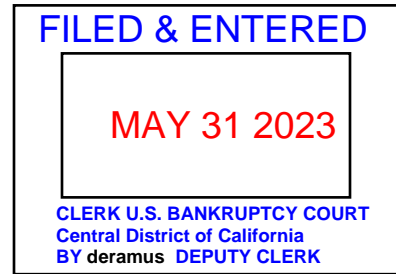


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RICHARD A. MARSHACK



7 UNITED STATES BANKRUPTCY COURT
8
9 CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

10 In re

11 ALICIA MARIE RICHARDS,

12 Debtor.
13
14

Case No. 8:21-bk-10635-SC

Chapter 7

ORDER DENYING EX PARTE MOTION
TO RECUSE JUDGE CLARKSON

[MOTION DOCKET NO. 1319]
[EXHIBIT 1 FILED AS DK. NO. 1398]

Date: May 17, 2023
Time: 11:00 a.m.
Ctrm: 5B – via ZoomGov
Address: 411 W. Fourth Street, Santa Ana,
CA 92701

19 On May 17, 2023, at 11:00 a.m., before the Honorable Theodor C. Albert, a hearing was held
20 on the motion filed by Alicia Marie Richards (“Debtor”) on April 20, 2023, as Dk. No. 1319
21 (“Motion”), seeking to recuse the Honorable Scott C. Clarkson, United States Bankruptcy Judge,
22 pursuant to 28 U.S.C. § 455 and the due process clause of the Fourteenth Amendment of the United
23 States Constitution. At the hearing, D. Edward Hays appeared on behalf of Trustee. Debtor appeared
24 *in pro per* via telephone, from the Santa Ana City Jail. All other appearances were as noted on the
25 record.

26 Having considered the Motion, Trustee’s opposition filed as Docket No. 1327, Debtor’s reply
27 filed as Docket No. 1381, and the oral argument of the parties, the Court found that Debtor failed to
28 satisfy her burden for recusal of a presiding judge. For the reasons stated in Trustee’s opposition, the

1 Court's tentative ruling attached as Exhibit "1", the memorandum decision filed on May 18, 2023, as
2 Dk. No. 1391, and for the reasons stated on the record, the Court found that Debtor failed to
3 establish good cause for recusal. The Court now enters its order as follows:

4 IT IS ORDERED that the Motion is denied and all further proceedings shall remain with the
5 Honorable Scott C. Clarkson.

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23 Date: May 31, 2023



Theodor C. Albert
United States Bankruptcy Judge